

MEMORANDUM OF OIL AND GAS LEASE

BOOK 669 PAGE 279

TriEnergy, Inc.
West Virginia

The undersigned Retta Wayne, a married woman dealing in sole and separate property, Lois Dowler, a married woman dealing in sole and separate property, Raymond W. Woods, a married man dealing in sole and separate property, Richard Wiley Woods, a married man in sole and separate property, Raymond Brown, a married man dealing in sole and separate property, Eric W. Brown, a married man dealing in sole and separate property, Christopher Brown, a married man dealing in sole and separate property, and Kevin M. Brown, a married man dealing in sole and separate property as Lessor and TriEnergy, Inc. P.O. Box 89, Sewickley, PA 15143, as Lessee, entered into an Oil and Gas Lease as of the 13th

day of February, 2008. Said lease covers all that certain tract of land situate in the District of Clay in Marshall County, West Virginia bounded and described generally as follows:

On the North by: 4-4-35 and 4-4-61
On the East by: 4-4-62.4 and 4-4-61
On the South by: 4-4-61 and 4-4-53.8
On the West by: 4-4-36 and 4-4-53.1

Tax Parcel No(s): 4-4-61.1 (51.97 acres) and 4-4-53 (21.43 acres)

containing 73.4 acres, more or less, being the same land conveyed by The Last Will and Testament of Hazel J. Woods and recorded in the records of said county in Book(s) 66, Page(s) 651

Under the terms of the aforesaid lease, the said property was leased by Lessor to Lessee for a term of Three (3) years from the date thereof and so long thereafter as oil or gas are produced from said land in paying quantities or the lease is otherwise maintained pursuant to the provisions thereof. Under the terms of said lease, the Lessee has a first option to renew the lease for a further like term, which option must be exercised within sixty (60) days of the expiration of said lease.

Dated: February 13, 2008.

WITNESS:

RETТА WAYNE (SEAL)

LOIS DOWLER (SEAL)

RAYMOND W. WOODS (SEAL)

RICHARD WILEY WOODS (SEAL)

RAYMOND BROWN (SEAL)

Eric W. Brown
ERIC W. BROWN (SEAL)

CHRISTOPHER BROWN (SEAL)

KEVIN M. BROWN (SEAL)

INDIVIDUAL ACKNOWLEDGEMENT

State of Indiana)
County of Carroll) ss:

On the 29 day of January in the year 2008, before me, the undersigned, a Notary Public in and for said state, personally appeared Eric W. Brown, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires:

Paula Pyer-Alder
Notary Public

PAULA PYER-ALDER
RESIDENT OF CARROLL COUNTY
MY COMMISSION EXPIRES
JANUARY 2, 2009

JAN PEST
MARSHALL County 02:10:50 PM
Instrument No 1253989
Date Recorded 06/12/2008
Document Type O&G
Book-Page 669-279
Recording Fee \$5.00
Additional \$6.00

Prepared by:
Gray Montague
TriEnergy, Inc., P.O. Box 89, Sewickley, PA 15143

Approved by: _____

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 13th day of February, 2008, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 12th day of June, 2008 at 2:10 o'clock PM

TESTE: Jan Pest Clerk